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# A BILL FOR AN ACT

RELATING TO MOTOR VEHICLES.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 286-41, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:  
3           "(b) Application for the registration of a vehicle shall  
4 be made upon the appropriate form furnished by the director of  
5 finance and shall [~~contain~~] include the name, occupation, [~~and~~]  
6 address of residence, driver's license number, phone number, and  
7 emergency contact of the owner and legal owner; and, if the  
8 applicant is a member of the United States naval or military  
9 forces, the applicant shall give the organization and station.  
10 All applications shall also contain a description of the  
11 vehicle, including the name of the maker, the type of fuel for  
12 the use of which it is adapted (e.g., gasoline, diesel oil,  
13 liquefied petroleum gas), the serial or motor number, and the  
14 date first sold by the manufacturer or dealer, and such further  
15 description of the vehicle as is called for in the form, and  
16 such other information as may be required by the director of  
17 finance, to establish legal ownership. A person applying for



1 initial registration of a neighborhood electric vehicle shall  
2 certify in writing that a notice of the operational restrictions  
3 applying to the vehicle as provided in section 291C-134 are  
4 contained on a permanent notice attached to or painted on the  
5 vehicle in a location that is in clear view of the driver."

6 SECTION 2. Section 290-1, Hawaii Revised Statutes, is  
7 amended to read as follows:

8 **"§290-1 Disposition by counties of certain abandoned**  
9 **vehicles[-]; fines.** (a) The counties shall cause vehicles that  
10 have been abandoned to be taken into custody within ten business  
11 days of abandonment. For the purposes of this subsection, a  
12 vehicle is "abandoned" if it is defined to be abandoned by an  
13 ordinance of the county in which the vehicle is located. In the  
14 absence of [~~such~~] an ordinance, a vehicle is "abandoned" if it  
15 is left unattended for a continuous period of more than twenty-  
16 four hours and it is unlawfully parked on any public highway or  
17 other public property or private lands defined as a setback,  
18 shoulder, easement, or right of way that is adjacent to or part  
19 of a public highway. The mayors of the several counties may  
20 designate an agency within their counties to carry out the  
21 functions and requirements of this section. For the purposes of



1 this subsection, "agency" means any office, department, or other  
2 governmental unit of the county.

3 (b) The Hawaii public housing authority may cause vehicles  
4 that have been abandoned on any public housing property owned,  
5 managed, or administered by the Hawaii public housing authority  
6 to be taken into custody and disposed of. For the purposes of  
7 this subsection, a vehicle is "abandoned" if it is left  
8 unattended for a continuous period of more than twenty-four  
9 hours after a notice is conspicuously posted on the vehicle that  
10 the vehicle is subject to disposal pursuant to this subsection.

11 (c) At the request of the landowner, a county may cause  
12 vehicles to be taken into custody and disposed of that have been  
13 abandoned on roads for which dedication to the State or county  
14 is pending. For purposes of this subsection, a vehicle is  
15 deemed abandoned if it is left unattended for a continuous  
16 period of more than twenty-four hours after a notice is  
17 conspicuously posted on the vehicle stating that the vehicle is  
18 subject to disposal pursuant to this subsection.

19 (d) The counties may assess a fine of \$1,000 against the  
20 legal or registered owner of a vehicle that is deemed abandoned  
21 pursuant to this section; provided that the legal or registered



1 owner shall not be fined if the abandoned vehicle has been  
2 stolen or taken from the legal or registered owner without  
3 permission or authorization. The fines collected pursuant to  
4 this subsection shall be deposited into the general fund of the  
5 county that collected the fine."

6 SECTION 3. Section 290-4, Hawaii Revised Statutes, is  
7 amended to read as follows:

8 **"§290-4 Repossession by person entitled.** Any person  
9 entitled to the vehicle may repossess the same prior to the date  
10 of public auction upon payment of all towing, handling, storage,  
11 appraisal, advertising, and any other expenses incurred in  
12 connection with the vehicle[-], including the fine pursuant to  
13 section 290-1(d); provided that if the person claiming the  
14 vehicle is the legal or registered owner, the person shall show  
15 proof of a valid motor vehicle registration pursuant to section  
16 286-41 and a valid motor vehicle insurance coverage prior to  
17 repossession. If the person claiming the vehicle is not the  
18 legal or registered owner, the person may repossess the vehicle  
19 upon paying the foregoing expenses and posting adequate security  
20 not to exceed the value of the vehicle. The security, if not  
21 forfeited, shall be returned two years from receipt."



1 SECTION 4. This Act does not affect rights and duties that  
2 matured, penalties that were incurred, and proceedings that were  
3 begun before its effective date.

4 SECTION 5. Statutory material to be repealed is bracketed  
5 and stricken. New statutory material is underscored.

6 SECTION 6. This Act shall take effect on July 1, 2050.



**Report Title:**

Abandoned Vehicles; Motor Vehicle Registration; Fines

**Description:**

Requires an application for motor vehicle registration to include but not be limited to the name, occupation, address of residence, driver's license number, phone number, and emergency contacts. Authorizes the counties to assess a fine to the legal or registered owner of a vehicle deemed abandoned unless certain conditions are met. Requires the legal or registered owner to have valid motor vehicle registration and motor vehicle insurance prior to repossession of the abandoned vehicle. Effective 7/1/2050. (SD2)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

